



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

999 18<sup>TH</sup> STREET - SUITE 500

DENVER, CO 80202-2466

<http://www.epa.gov/region08>

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SEP 13 1999

Ref: 8ENF-T

GENERAL NOTICE LETTER

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Mark Johnson

(b) (6)

Salt Lake City, UT 84121

Re: General Notice of  
Potential Superfund Liability

Dear Mr. Johnson:

This is to notify you of your potential liability under Section 107(a) of the Comprehensive Environmental Response, Compensation, and liability Act of 1980, 42 U.S.C. § 9607(a), as amended (CERCLA), in connection with the R. J. Refinery site located near La Barge, Wyoming (the Site). This letter also notifies you of response activities that were taken at the Site by the Environmental Protection Agency (EPA). EPA performed a removal action with regard to the chemicals in the laboratory at the site (see enclosed Action Memorandum for more information).

NOTICE OF POTENTIAL LIABILITY

The United States Environmental Protection Agency (EPA) has documented the release or threatened release of hazardous substances, pollutants, or contaminants at the Site. EPA has spent public funds on actions to investigate and control such releases or threatened releases at the Site.

Under Sections 106(a) and 107(a) of CERCLA, Section 7003 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6973, as amended, and other laws, potentially liable parties (PRPs) may be ordered to perform response actions deemed necessary by EPA to protect the public health or welfare or the environment, and may be held liable for all costs incurred by the government in responding to any release or threatened release at the Site. Such actions and costs may include, but are not limited to, expenditures for conducting one or more removal action, conducting a Remedial Investigation/ Feasibility Study (RI/FS), conducting a Remedial Design/Remedial Action (RD/RA), and other investigation, planning, response, oversight, and enforcement activities. In addition, PRPs may be required to pay for damages

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for injury to, destruction of, or loss of natural resources, including the cost of assessing such damages.

Based on this information discovered in connection with investigation of this cleanup, EPA believes that you may be a PRP with respect to this Site. PRPs under CERCLA include current and former owners and operators of the Site as well as persons who arranged for disposal or treatment of hazardous substances sent to the Site. By this letter, EPA notifies you of your potential liability stemming from your activities as a former General Manager of operations at this Site.

In accordance with CERCLA and other authorities, EPA has already undertaken certain actions and incurred certain costs in response to conditions at the Site. The response actions include removal and disposal of hazardous substances found in the laboratory at the Site (see enclosed Action Memorandum for more details).

#### ADMINISTRATIVE RECORD

Pursuant to CERCLA Section 113(k), EPA must establish an administrative record that contains documents that serve as the basis for EPA's selection of a response action for a site. The administrative record for this Site is available to the public through the EPA Superfund Records Center in Denver, Colorado.

If you have any questions pertaining to this letter, the most knowledgeable person on my staff regarding this matter is Maureen O'Reilly, Enforcement Specialist, (303) 312-6402, or Wendy Silver, Enforcement Attorney, (303) 312-6637.

Sincerely,

~~Carol Rushin~~  
Assistant Regional Administrator  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure

cc: M O'Reilly, ENF-T  
W. Silver, ENF-L

Risner  
and  
Kercher